

STAYED

**U.S. District Court
District of South Carolina (Charleston)
CIVIL DOCKET FOR CASE #: 2:18-cv-02967-DCN**

Qui et al v. Cissna
Assigned to: Honorable David C Norton
Cause: 05:552 Freedom of Information Act

Date Filed: 11/02/2018
Jury Demand: None
Nature of Suit: 465 Other Immigration
Actions
Jurisdiction: U.S. Government Defendant

Plaintiff**Tony Qui**

represented by **Bradley Bruce Banias**
Barnwell Whaley Patterson and Helms
LLC
PO Drawer H
288 Meeting Street
Suite 200
Charleston, SC 29401
843-577-7700
Fax: 843-577-7708
Email: bbanias@barnwell-whaley.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**Chungfang Liu**

represented by **Bradley Bruce Banias**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

L Frank Cissna
*Director, United States Citizenship and
Immigration Services*

represented by **Matthew J Modica**
US Attorneys Office (Chas)
151 Meeting Street
Suite 200
Charleston, SC 29401-2238
843-266-1676
Email: Matthew.J.Modica@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Beth Drake
US Attorneys Office (Cola)
1441 Main Street
Suite 500
Columbia, SC 29201
803-929-3000
Email: beth.drake@usdoj.gov
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/02/2018	<u>1</u>	COMPLAINT against L Frank Cissna (Filing fee \$ 400 receipt number 0420-8088300.), filed by Tony Qui, Chungfang Liu. Service due by 1/31/2019 (Attachments: # <u>1</u> Exhibit A: NOID, # <u>2</u> Exhibit B: Refusal to Inspect, # <u>3</u> Exhibit C: FOIA)(sshe,) (Entered: 11/02/2018)

11/02/2018	<u>2</u>	Local Rule 26.01 Answers to Interrogatories by Chungfang Liu, Tony Qui.(sshe,) (Entered: 11/02/2018)
11/02/2018	<u>3</u>	Summons Issued as to L Frank Cissna. U.S. Attorney and U.S. Attorney General. (sshe,) (Entered: 11/02/2018)
11/02/2018	<u>5</u>	MOTION for Temporary Restraining Order by Chungfang Liu, Tony Qui. Response to Motion due by 11/16/2018. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Memo in Support)No proposed order.(Banias, Bradley) (Entered: 11/02/2018)
11/02/2018	<u>6</u>	SUMMONS Returned Executed <i>US Attorney's Office for the District of South Carolina</i> by Tony Qui, Chungfang Liu. L Frank Cissna served on 11/2/2018, answer due 1/2/2019. (Attachments: # <u>1</u> Exhibit A – Proof of Service)(Banias, Bradley) (Entered: 11/02/2018)
11/02/2018	7	NOTICE of Hearing on Motion <u>5</u> MOTION for Temporary Restraining Order : Motion Hearing set for 11/5/2018 12:00 PM in Hon. Sol Blatt, Jr., Courtroom, J. Waties Waring Judicial Cntr, 83 Meeting St, Charleston before Honorable David C Norton. (eric,) (Entered: 11/02/2018)
11/05/2018	<u>8</u>	Joint MOTION Hold the Case in Abeyance by Chungfang Liu, Tony Qui. Response to Motion due by 11/19/2018. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Banias, Bradley) (Entered: 11/05/2018)
11/05/2018	<u>9</u>	ORDER denying <u>5</u> Motion for TRO; granting <u>8</u> Motion to hold case in abeyance Signed by Honorable David C Norton on November 5, 2018.(kwhe,) (Entered: 11/05/2018)
11/05/2018	<u>10</u>	NOTICE of Appearance by Matthew J Modica on behalf of L Frank Cissna (Modica, Matthew) (Entered: 11/05/2018)
12/22/2018	<u>11</u>	NOTICE of Request for Protection from Court Appearance by Matthew J Modica for December 28, 2018 through January 5, 2019 (Modica, Matthew) (Entered: 12/22/2018)
05/02/2019	<u>12</u>	Second MOTION to Stay <i>Response to Complaint</i> by L Frank Cissna. Response to Motion due by 5/16/2019. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Modica, Matthew) (Entered: 05/02/2019)
05/06/2019	<u>13</u>	ORDER granting <u>12</u> Motion to Stay. ORDERED THAT this case be held in abeyance until August 5, 2019, or if the Defendant provides Plaintiffs a complete response to the Plaintiffs' pending Freedom of Information Act request prior to August, the Parties are ordered to notify the Court and the Plaintiffs will have 30 days to respond to the pending notice. Additional details within order. Signed by Honorable David C Norton on 5/6/2019.(jbry,) (Entered: 05/06/2019)
07/19/2019	<u>14</u>	MOTION to Dismiss by L Frank Cissna. Response to Motion due by 8/2/2019. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Eggleston Declaration)No proposed order.(Drake, Beth) (Entered: 07/19/2019)
07/30/2019	<u>15</u>	MOTION for Extension of Time to File Response/Reply as to <u>14</u> MOTION to Dismiss by Chungfang Liu, Tony Qui. Response to Motion due by 8/13/2019. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. No proposed order.(Banias, Bradley) (Entered: 07/30/2019)
07/31/2019	<u>16</u>	RESPONSE in Opposition re <u>15</u> MOTION for Extension of Time to File Response/Reply as to <u>14</u> MOTION to Dismiss Response filed by L Frank Cissna.Reply to Response to Motion due by 8/7/2019 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Drake, Beth) (Main Document 16 replaced on 8/1/2019) (jbry,). Modified on 8/1/2019 to replace incorrect document with corrected document as provided by filing user (jbry,). (Entered: 07/31/2019)